



CITY OF NORFOLK
OFFICE OF THE MAYOR

PAUL D. FRAM
MAYOR

October 9, 2015

The Honorable Angelia Williams Graves
The Honorable Mamie B. Johnson
The Honorable Andrew A. Protogyrou
The Honorable Paul R. Riddick
The Honorable Thomas R. Smigiel, Jr.
The Honorable Theresa W. Whibley
The Honorable Barclay C. Winn

Ladies and Gentlemen:

Pursuant to Section 12 of the City Charter, I hereby call a special meeting of the Council to meet at 5:00 P.M., October 13, 2015, in the 10th floor conference room at City Hall for a Regular Meeting.

Thank you,

Paul D. Fram
Mayor

cc: Mr. Marcus Jones, City Manager
Mr. Bernard A. Pishko, City Attorney
Mr. R. Breckenridge Daughtrey, City Clerk



**CITY OF NORFOLK
OFFICE OF THE MAYOR**

Paul D. Fraim
Mayor

October 9, 2015

The following meetings will take place on Tuesday, October 13, 2015:

1. 5:00 P.M. Council to assemble in the 10th floor conference room at City Hall for a Regular Meeting.
2. 7:00 P.M. Regular Council Meeting.

NORFOLK, VIRGINIA

DOCKET FOR THE COUNCIL

TUESDAY, OCTOBER 13, 2015 – 7:00 P.M.

Prayer to be offered by Councilman Paul R. Riddick, followed by the Pledge of Allegiance.

PUBLIC HEARING

PH-1

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to amend and reordain **Sections 1 and 2** of the **Capital Improvement Program Budget for the Fiscal Year 2016, SO AS TO** increase funding for certain projects approved therein by \$2,200,000.

CONSENT AGENDA

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

C-1

Letter from the City Clerk presenting the request of Holidays in the City for use of the **Mace** during the **31st Annual Holidays in the City Grand Illumination Parade** to be held on **Saturday, November 21, 2015** at 6p.m.

Recommended Action: Approve Use of the Mace and Police Honor Guard.

REGULAR AGENDA

- R-1 Matter of a letter from the City Attorney and an Ordinance entitled, “An Ordinance to amend and reordain the **Code of the City of Norfolk, 1979**, to add a new **Subsection (F) to City Code Section 34.1-60** to authorize taxicabs to contract for additional charges for additional services,” will be introduced in writing and read by its title.
 (Delayed at the meeting of September 15, 2015)
- R-2 Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain the **City’s Operating Budget for Fiscal Year 2016** to add \$6,500,000 to the Budget, to amend and reordain **Sections 1 and 6 of Ordinance No. 45,955 (Operating Budget Ordinance for Fiscal Year 2016)** SO AS TO appropriate and authorize the expenditure of funds in the additional amount of \$150,000 for the Department of Public Works, \$900,000 for Central Appropriations, \$250,000 for Department of Police and \$5,200,000 for Debt Service and to appropriate and reserve \$1,000,000 for the Risk Management Reserve and \$1,000,000 for the Economic Downturn and Leveling Reserve,” will be introduced in writing and read by its title.
- R-3 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of a microbrewery known as ‘**Bold Mariner Brewing Company**’ on property located at **2409 Bowdens Ferry Road, Suite A**,” will be introduced in writing and read by its title.
- R-4 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** to permit the operation of a **Pawnshop**, currently unnamed, on property located at **6150 East Virginia Beach Boulevard**,” will be introduced in writing and read by its title.
- R-5 Letter from the City Manager and an Ordinance entitled, “An Ordinance granting a **Special Exception** authorizing the operation of an entertainment establishment named ‘**Leiaunte’s**’ on property located at **5802 East Virginia Beach Boulevard, Suite 140**, will be introduced in writing and read by its title.

- R-6 Letter from the City Manager and an Ordinance entitled, "An Ordinance granting a **Special Exception** to permit the operation of an indoor **Flea Market** named '**The Looking Glass**' on property located at **5685 East Virginia Beach Boulevard**," will be introduced in writing and read by its title.
- R-7 Letter from the City Manager and an Ordinance entitled, "An Ordinance approving the relocation, vacation and release of a **Verizon Easement** located over city-owned property between **St. Paul's Boulevard, Fenchurch Street** and **Wood Street** in accordance with the **Easement Relocation Agreement**; and authorizing the City Manager to execute the Easement Relocation Agreement on behalf of the City," will be introduced in writing and read by its title.
- R-8 Letter from the City Manager and an Ordinance entitled, "An Ordinance authorizing the vacation and release by the **City of Norfolk** to **Watermark Apartments, LP**, a certain portion of a **2007 Drainage Easement** located on the west side of **Newport Avenue**; and authorizing the City Manager to execute and deliver a **Deed of Release** on behalf of the City and to do all of the things necessary and proper to effect the vacation and release of said portion of the Drainage Easement," will be introduced in writing and read by its title.
- R-9 Letter from the City Manager and an Ordinance entitled, "An Ordinance permitting **Ronald F. Hicks** and **Cheryl A. Hicks** to encroach into City property at **238 West Ocean View Avenue**, with a wood walkway and stairs," will be introduced in writing and read by its title.
- R-10 Letter from the City Manager and an Ordinance entitled, "An Ordinance approving an amendment to the **Encroachment Agreement** between the **City of Norfolk** and **Little Dog Diner, LLC SO AS TO** increase the area of the authorized encroachment at **1917 Colley Avenue**," will be introduced in writing and read by its title.
- R-11 Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting, appropriating and authorizing the expenditure of \$25,000 in grant funds from funds for **Cities of Service, Inc.**, for the establishment and operation of a program to alleviate poverty," will be introduced in writing and read by its title.

- R-12 Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting \$43,104.00 from the **Schools and Libraries Division** of the **Universal Service Fund E-Rate Reimbursement Program** and appropriating and authorizing the expenditure of \$43,104.00 for telecommunications and technology services for the **Norfolk Public Library**," will be introduced in writing and read by its title.
- R-13 Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting \$44,986.12 from the **Schools and Libraries Division** of the **Universal Service Fund E-Rate Reimbursement Program** and appropriating and authorizing the expenditure of \$44,986.12 for telecommunications and technology services for the **Norfolk Public Library**," will be introduced in writing and read by its title.
- R-14 Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting \$6,549.27 from the **Schools and Libraries Division** of the **Universal Service Fund E-Rate Reimbursement Program** and appropriating and authorizing the expenditure of \$6,549.27 for telecommunications and technology services for the **Norfolk Public Library**," will be introduced in writing and read by its title.
- R-15 Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting \$5,000 in grant funds from the **Virginia Commission for the Arts**, appropriating the grant funds and authorizing the expenditure of the grant funds and \$5,000 in local cash matching funds for distribution by the City on a competitive basis to local Arts organizations," will be introduced in writing and read by its title.
- R-16 Letter from the City Manager and an Ordinance entitled, "An Ordinance amending **Ordinance No: 45,662** accepting and appropriating \$769,234 from the **Virginia Department of Fire Programs** for the '**Aid-To-Localities**' **Program for Fiscal Year 2015**," will be introduced in writing and read by its title.
- R-17 Letter from the City Manager and an Ordinance entitled, "An Ordinance accepting and appropriating up to the sum of \$769,536 from the **Virginia Department of Fire Programs** for the '**Aid-To-Localities**' **Program**," will be introduced in writing and read by its title.

- R-18 Letter from the City Manager and a Resolution entitled, “A Resolution ratifying a **Declaration of a State of Local Emergency** made by the **Director of Emergency Management** for the **City of Norfolk, Virginia**, pursuant to **Virginia Code Section 44-146.21**, due to the hazards and damages of the **Hurricane Joaquin**,” will be introduced in writing and read by its title.
- R-19 Letter from the City Attorney and an Ordinance entitled, “An Ordinance directing the **City Treasurer** to issue a refund to **Archer Western Contractors**, \$28,929.55 plus interest based upon the overpayment of **Business Personal Property Tax for the Year 2015**,” will be introduced in writing and read by its title.
- R-20 Letter from the City Attorney and an Ordinance entitled, “An Ordinance directing the **City Treasurer** to issue a refund to **Sovran Acquisition Limited Partnership**, \$11,047.36 plus interest based upon the overpayment of **Business Professional and Occupation License Tax for the Years 2013 through 2015**,” will be introduced in writing and read by its title.
- R-21 Letter from the City Attorney and an Ordinance entitled, “An Ordinance directing the **City Treasurer** to issue a refund to **Sovran Acquisition Limited Partnership**, \$3,108.75 plus interest based upon the overpayment of **Business Professional and Occupation License Tax for the Years 2013 through 2015**,” will be introduced in writing and read by its title.
- R-22 Letter from the City Manager and an Ordinance entitled, “An Ordinance accepting, appropriating and authorizing the expenditure of \$75,000 in grant funds, if and when received from the **National Endowment for the Arts**, for art and rising tides: a project for sea level rise and environmental art in the **Norfolk Arts District** and authorizing the additional expenditure of \$50,000, previously appropriated, as a local cash match,” will be introduced in writing and read by its title.
- R-23 Letter from the City Manager and an Ordinance entitled, “An Ordinance approving a **Lease Agreement** between **Tak Acquisitions, LLC**, as **Lessor**, and the **City of Norfolk**, as **Lessee**, for the Lease of that certain property owned by **Tak Acquisitions, LLC**, located at **768 Granby Street**, and authorizing the City Manager to execute the Lease Agreement on behalf of the City of Norfolk,” will be introduced in writing and read by its title.

R-24

Letter from the City Manager and an Ordinance entitled, "An Ordinance requesting the **Virginia Department of Transportation** to establish a project for **Signal Retiming Improvements, Phase III**, in accordance with the **Programmatic Project Administration Agreement** between the **City of Norfolk** and the **Virginia Department of Transportation**; and appropriating and authorizing the expenditure of the total sum of \$600,000.00 for this project, subject to and in accordance with the terms and conditions of the aforesaid **Agreement**," will be introduced in writing and read by its title.

R-25

Letter from the City Manager and an Ordinance entitled, "An Ordinance requesting the **Virginia Department of Transportation** to establish projects for **Citywide ADA Ramp Construction, Phase II** and the **Brambleton Avenue Pedestrian and Safety Improvements** in accordance with the **Programmatic Project Administration Agreement** between the **City of Norfolk** and the **Virginia Department of Transportation**; and appropriating and authorizing the expenditure of the total sum of \$2,250,000.00 for these projects, subject to and in accordance with the terms and conditions of the aforesaid **Agreement**," will be introduced in writing and read by its title.